

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**RUTH ANN NOVAK,
Plaintiff**

v.

**NANCY A. BERRYHILL,
ACTING COMMISSIONER OF
SOCIAL SECURITY,
Defendant**

**: No. 3:17cv963
:
: (Judge Munley)
:
: (Magistrate Judge Carlson)
:
:
:
:**

ORDER

AND NOW, to wit, this 9th day of November 2018, it is hereby **ORDERED** as follows:

1) The magistrate judge's report and recommendation (Doc. 18) is **NOT ADOPTED**;

2) The plaintiff's objection to the report and recommendation (Doc. 19) is **SUSTAINED**;

3) The plaintiff's social security appeal is **GRANTED** and the Clerk of Court is directed to remand this case to the Commissioner for the award of benefits as set forth in the accompanying memorandum; and

4) The Clerk of Court is directed to enter judgment in favor of the plaintiff and against the defendant.

BY THE COURT:

**s/ James M. Munley
JUDGE JAMES M. MUNLEY
United States District Court**